IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

TUESDAY, THE 4TH DECEMBER 2007 / 13TH AGRAHAYANA 1929

W.P(C).No. 35852 of 2007(R)

PETITIONER:

DIVAKARAN NAIR, S/O. GOVINDAN NAIR,
AGED 50 YEARS, MANAGING PARTNER, GOODBYE TOURIST COMPLEX, CHANGANACHERRY.

BY ADV. SRI.JOHNSON MANAYANI

RESPONDENTS:
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1. **DEPUTY TAHSILDAR (RR),**
   CHANGANACHERRY.

2. **COMMERCIAL TAX OFFICER (1ST CIRCLE)**
   CHANGANACHERRY.

3. **STATE OF KERALA,**
   REPRESENTED BY ITS REVENUE SECRETARY,
   SECRETARIAT, TRIVANDRUM.

4. **TAHSILDAR, CHANGANACHERRY.**

BY GOVT. PLEADER, SRI.GOVINDAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 04/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

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W.P.(C) No.35852 OF 2007 – R

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Dated this the 4th December, 2007

J U D G M E N T

Petitioner had earlier approached this Court by filing W.P.(C) No. 35584/07 and that writ petition was disposed of directing the petitioner to discharge the liability of Rs.1,17,131/-, which is also mentioned in Ext. P3 communication produced in this writ petition. In that judgment instalment facility was given enabling the petitioner to discharge the liability.

2. The petitioner has approached this Court again by filing this writ petition producing Exts. P3 and P4 which indicates an additional liability to the extent of Rs.1,96,852 and Rs.2,31,210/-. In this writ petition also all that the petitioner seeks is an instalment facility to enable him to discharge the liability and avoid coercive action against his properties.

3. Having heard the learned counsel for the petitioner and also the learned Govt. Pleader for the respondents, I am inclined to dispose of this writ petition allowing the petitioner to remit the

amount mentioned in Exts. P3 and P4 in two equal monthly instalments. Accordingly, I dispose of this writ petition directing that the petitioner shall remit Rs,1,96,852/- indicated in Ext. P3 and Rs.2,31,210/- and other charges mentioned in Ext. P4 in two equal instalments payable on the 1st of January, 2008 and 1st February, 2008.

Subject to payment as above, further proceedings pursuant to Exts. P3 and P4 shall be deferred in the meanwhile.

ANTONY DOMINIC
JUDGE

jan/-